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FEB 22 2023	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

FELIPE AGAPITO GATCHALIAN
RAAGAS,

Defendant.

2:19-CR-300-JCM-EJY

Preliminary Order of Forfeiture

This Court finds Felipe Agapito Gatchalian Raagas pled guilty to Count 1 of a 16-
Count Criminal Indictment charging him with bank fraud in violation of 18 U.S.C. §§ 1344
and 1349. Criminal Indictment, ECF No. 1; Change of Plea, ECF No. 363; Plea Agreement,
ECF No. 364.

This Court finds Felipe Agapito Gatchalian Raagas agreed to the imposition of the in
personam criminal forfeiture money judgment of \$127,858.82 set forth in the Plea
Agreement and the Forfeiture Allegation of the Criminal Indictment. Criminal Indictment,
ECF No. 1; Change of Plea, ECF No. 363; Plea Agreement, ECF No. 364.

The in personam criminal forfeiture money judgment is (1) any property, real or
personal, which constitutes or is derived from proceeds traceable to a violation of 18 U.S.C.
§ 1344, or 18 U.S.C. § 1349, conspiracy to commit such offense and (2) any property
constituting, or derived from, proceeds obtained directly or indirectly, as the result of
violations of 18 U.S.C. § 1344, affecting a financial institution, or 18 U.S.C. § 1349,
conspiracy to violate and is subject to forfeiture under 18 U.S.C. § 981(a)(1)(C) with 28
U.S.C. § 2461(c); 18 U.S.C. § 982(a)(2)(A); and 21 U.S.C. § 853(p).

1 This Court finds that Felipe Agapito Gatchalian Raagas shall pay an in personam
2 criminal forfeiture money judgment of \$127,858.82 to the United States of America, not to
3 be held jointly and severally liable with any codefendants and the collected money judgment
4 amount between the codefendants is not to exceed \$1,407,183.61 to ensure the government
5 does not collect more than the forfeitable amount based on the forfeiture statutes under Fed.
6 R. Crim. P. 32.2(b)(1) and (b)(2); 18 U.S.C. § 981(a)(1)(C) with 28 U.S.C. § 2461(c); 18
7 U.S.C. § 982(a)(2)(A); and 21 U.S.C. § 853(p).

8 This Court finds that on the government's motion, the Court may at any time enter
9 an order of forfeiture or amend an existing order of forfeiture to include subsequently
10 located property or substitute property under Fed. R. Crim. P. 32.2(e) and 32.2(b)(2)(C).

11 The in personam criminal forfeiture money judgment complies with *United States v.*
12 *Lo*, 839 F.3d 777 (9th Cir. 2016); *Honeycutt v. United States*, 137 S. Ct. 1626 (2017); *United*
13 *States v. Thompson*, 990 F.3d 680 (9th Cir. 2021); and *United States v. Prasad*, 18 F.4th 313
14 (9th Cir. 2021).

15 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
16 the United States of America recover from Felipe Agapito Gatchalian Raagas an in
17 personam criminal forfeiture money judgment of \$127,858.82.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send
19 copies of this Order to all counsel of record and three certified copies to the United States
20 Attorney's Office, Attention Asset Forfeiture Unit.

21 DATED Feb 22, 2023.

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24 JAMES C. MAHAN
25 UNITED STATES DISTRICT JUDGE
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